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March 22nd, 1995

Secretary
Federal Communications Commission
1919 "M" Street, N.W.
Room 222 Stop Code 1170
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION OFFICE OF SECRETARY

DOCKET FILE COPY ORIGINAL

Dear Mr. Secretary,

Enclosed is an original and four copies of "Comments on Proposed Rule making and Order to Show Cause". These comments are submitted by P-N-P Broadcasting, Inc. in the matter of M.M. Docket 95-14, RM-8552, Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations, at Leavenworth, Othello and East Wenatchee, Washington. The comment date is March 24, 1995. Please forward to the Allocations Branch for processing.

Sincerely,

Duane J. Polich

P-N-P Broadcasting, Inc.

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## Before the Federal Communications Commission Washington, D.C. 20554

M.M. Docket No. 95-14

In the Matter of

Amendment of Section 73.202(b)
Table of Allotments
FM Broadcast Stations
(Leavenworth, Othello and
East Wenatchee, Washington

RM-8552

DOCKET FILE COPY ORIGINAL

TO: The Chief, Allocations Branch

## COMMENTS ON PROPOSED RULE MAKIING AND ORDER TO SHOW CAUSE

P-N-P Broadcasting, Inc. (P-N-P) herein submits comments in support of the proposed rulemaking in the above captioned proceeding. The proposed rulemaking was submitted by Ronald A. Murray, d/b/a/ Murray Broadcasting ("petitioner"), permittee of Channel 249A, Leavenworth, Washington, proposing the substitution of Channel 266A for Channel 249A at Leavenworth and the modification of Station KLVH (FM)'s construction permit accordingly. Petitioner further requests the downgrade of Channel 248C1 to Channel 248C3 at Othello, Washington, and the substitution of Channel 249A for Channel 266A at East Wenatchee, Washington.

P-N-P Broadcasting, Inc. permittee of station KZLN-FM Othello, Washington, currently operating on Channel 248 with Class C3 facilities, as a party to this proceeding, supports the proposal of Murray Broadcasting. The circumstances with which KZLN-FM originally requested the upgrade, have changed, currently making such upgrade unfeasible. KZLN-FM has held discussions with the owner of KYSN (FM), East Wenatchee, but they have been unreasonable in the amount of money they would be seeking for reimbursement. Rather, then engaging in a long battle with KYSN over such reimbursement, P-N-P will drop it's plans to upgrade. Thus, P-N-P has no objection to the downgrade of it's facilities to Class C3, the substitution of Channel 266A for

Channel 249A at Leavenworth, Washington and the substitution of Channel 249A on which Station KYSN (FM) currently operates for Channel 266A at East Wenatchee, Washington. Such modifications would be in the public interest, as it would allow for the immediate implementation of first local radio service to Leavenworth, Washington and would have no impact on the current facilities of station's KZLN-FM and KYSN (FM).

Respectfully Submitted.

Duane J. Polich

**President** 

P-N-P Broadcasting Service, Inc.

DATE

## CERTIFICATE OF SERVICE

I, Duane J. Polich, President of P-N-P Broadcasting, Inc. do hereby certify that a copy of the foregoing "Comments on Proposed Rulemaking and Order to Show Cause" was mailed, this 22nd day of March, 1995, by First Class U.S. Mail, postage prepaid to the following.

Melodie A. Virtue Haley, Bader & Potts 4350 N. Fairfax Drive, Suite 900 Arlington, Virginia 22203- 2633

(Counsel for Petitioner)

Larry Roberts
CEO Sunbrook Communications
N. 1212 Washington St.
Suite 124
Spokane, Washington 99201

(KYSN)

Dune J. Bliet 3-22-95